IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO: 3729 of 2005

Between:

K.Bikshapathy, S/o.Raghavaiah, E-No.100887,
R/o.11-25-1023, Kothawada, Warangal District.

.... PETITIONER

AND

1 The Regional Manager, Andhra pradesh State Road Transport

Corporation, Karimnagar Region, Karimnagar.

2 The Depot Manager, Andhra Pradesh State Road Transort

Corporation, Godavarikhani Depot, Godavarikhani,

Karimnagar District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, direction or writ more particularly one in the nature of writ of Mandamus or any other appropriate writ declaring the action of the respondents in not giving the special grade increment to the petitioner on completion of 12 years of service in the post by adding one stagnation increment is illegal, arbitrary, unjust and discriminatory, and consequently direct the respondents to release the special grade increment to the petitioner on completion of 12 years of service on par with his juniors and fix the pay scale and pass such other order or orders as this Hon'ble court may deem fit and proper in the interest of justice.

Counsel for the Petitioner: MR.G.VIDYASAGAR

Counsel for the Respondents: SMT.E.RAJANI REDDY, SC For APSRTC .

The Court at the stage of admission made the following :

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ORDER:

The present writ petition is filed to declare the action of the respondents in not giving the special grade increment to the petitioner on completion of 12 years of service in the post by adding one stagnation increment as arbitrary and illegal.

Heard learned counsel for the petitioner and learned Standing counsel appearing for the respondents.

The question as to whether the petitioner is entitled to any stagnation increment has to be decided by the respondents in accordance with law. The petitioner also gave a representation to the 1st respondent on 10-01-2003. Therefore, the respondents have to take appropriate decision on the representation of the petitioner.

Hence, without entering into the merits of the case, the writ petition is disposed of with a direction to the respondents to take appropriate decision on the representation of the petitioner, within a period of two months from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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28.02.2005

VS

To

1 The Regional Manager, Andhra pradesh State Road Transport Corporation, Karimnagar Region, Karimnagar.

2 The Depot Manager, Andhra Pradesh State Road Transort Corporation, Godavarikhani Depot, Godavarikhani, Karimnagar District.

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THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO: 3729 of 2005

Dated: 28-02-2005

vs